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PTO  
DEC 29 2003  
U.S. PATENT AND TRADEMARK OFFICE

Fee Only

4/11/2004

PTO/SB/30 (09-03)  
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<b>Request For Continued Examination (RCE) Transmittal</b>  Address to: MS RCE Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450	<b>Application Number</b>	09/966,592-Conf. #4001
	<b>Filing Date</b>	October 1, 2001
	<b>First Named Inventor</b>	Akinobu Nakabo
	<b>Art Unit</b>	2876
	<b>Examiner Name</b>	Steve S. Paik
	<b>Attorney Docket No.</b>	O3020.0269/P269

This is a Request for Continued Examination (RCE) under 37 CFR 1.114 of the above-identified application.  
 Request for Continued Examination (RCE) practice under 37 CFR 1.114 does not apply to any utility or plant application filed prior to June 8, 1995, or to any design application.

1. **Submission required under 37 CFR 1.114** Note: If the RCE is proper, any previously filed unentered amendments and amendments enclosed with the RCE will be entered in the order in which they were filed unless applicant instructs otherwise. If applicant does not wish to have any previously filed unentered amendment(s) entered, applicant must request non-entry of such amendment(s).

a. ☐ Previously submitted. If a final Office action is outstanding, any amendments filed after the final Office action may be considered as a submission even if this box is not checked.

i. ☐ Consider the arguments in the Appeal Brief or Reply Brief previously filed on \_\_\_\_\_

ii. ☐ Other \_\_\_\_\_

b. ☒ Enclosed

i. ☒ Amendment/Reply

iii. ☐ Information Disclosure Statement (IDS)

ii. ☐ Affidavit(s)/Declaration(s)

iv. ☐ Other \_\_\_\_\_

2. **Miscellaneous**

a. ☐ Suspension of action on the above-identified application is requested under 37 CFR 1.103(c) for a period of \_\_\_\_\_ months. (Period of suspension shall not exceed 3 months; Fee under 37 CFR 1.17(i) required)

b. ☐ Other \_\_\_\_\_

3. **Fees** The RCE fee under 37 CFR 1.17(e) is required by 37 CFR 1.114 when the RCE is filed.

a. ☐ The Director is hereby authorized to charge the following fees, or credit any overpayments, to Deposit Account No. \_\_\_\_\_

i. ☒ RCE fee required under 37 CFR 1.17(e)


ii. ☐ Extension of time fee (37 CFR 1.136 and 1.17)

iii. ☐ Other \_\_\_\_\_

b. ☐ Check in the amount of \$ \_\_\_\_\_ enclosed

c. ☒ Payment by credit card (Form PTO-2038 enclosed)

**SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED**

<b>Name (Print/Type)</b>	Thomas J. D'Amico	<b>Registration No. (Attorney/Agent)</b>	28,371
<b>Signature</b>		<b>Date</b>	December 29, 2003

01/02/2004 CHUYEN 00000016 09966592

01 FC:1801 770.00 OP

1/30/2004 CPARIS 00000004 041073 09966592

1 EC:1253 930.00 DA

1709567 v1; 10MSZD11.DOC

Adjustment date: 05/07/2004 EEKUBAY1  
 01/30/2004 CPARIS 00000004 041073 09966592  
 01 FC:1253 930.00 CR

09966592

05/07/2004 EEKUBAY1 00000004 041073

465.00 DA

01 FC:1252

DEPT. REF  
Room 307



STATUS AND LITIGATION  
BRANCH

104 APR 23 PM 3:06

Docket No.: O3020.0269/P269  
(PATENT)

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Patent Application of:  
Akinobu Nakabo

Application No.: 09/966,592

Art Unit: 2876

Filed: October 1, 2001

Examiner: S. Paik

For: IC CONTACT UNIT AND IC CARD  
READER

Refund Section of the Receipts Division of the Office of Finance  
Assistant Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

**REQUEST FOR REFUND OF EXTENSION OF TIME FEE FOR FILING  
AMENDMENT**

Dear Sir:

In reviewing the deposit account statement for the undersigned's firm, it was noted that the PTO charged \$950.00 to the deposit account for a three month Extension of Time for response to the Office Action dated July 25, 2003. Applicant hereby requests that the \$530.00 fee for the difference in costs between filing a response with a two month extension of time instead of a three-month extension of time be refunded since the response was timely filed within the two month extension time period.

The original three month response period for the Office Action was October 25, 2003. A Request for Continued Examination and an amendment for this application

Application No.: 09/966,592

2004 APR 23 PM 3:00 Docket No.: O3020.0269/P269

was filed on December 29, 2003 (a time stamp postcard is submitted herewith). Applicant submits the time period for a two month extension in filing a reply to the outstanding Office Action was December 29, 2003. December 25, 2003 was a Federal holiday which fell on a Thursday. December 26, 2003, as mandated by President of the United States of America was also declared a Federal holiday. As December 27th and 28th were the following Saturday and Sunday, Applicant submits that the next available day for filing a response to the outstanding Office Action was December 29, 2003.

In light of the foregoing facts, it is respectfully requested that the \$520.00 difference in fees between a two month extension of time and a three-month extension of time be refunded to deposit account no. 04-1073.

Dated: April 19<sup>20</sup>, 2004

Respectfully submitted,

By 

Thomas J. D'Amico

Registration No.: 28,371

DICKSTEIN SHAPIRO MORIN &  
OSHINSKY LLP

2101 L Street NW

Washington, DC 20037-1526

(202) 785-9700

Attorney for Applicant


**United States  
Patent and  
Trademark Office**


STATUS AND BRANCH

APR 23 PM 3:06

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**Deposit Account Statement**

Requested Statement Month: January 2004  
 Deposit Account Number: 041073  
 Name: DICKSTEIN SHAPIRO MORIN & OSHINSKY, LLP  
 Attention: PATRICE DAVIS  
 Address: 2101 L STREET N.W.  
 City: WASHINGTON  
 State: DC  
 Zip: 20037-1526

DATE	SEQ	POSTING REF TXT	ATTORNEY DOCKET NBR	FEE CODE	AMT	BAL
01/02	6	10461440	M4065.0661/P661	1201	\$86.00	\$7,243.00
01/05	9	10679397	A8319.0026/P026	1051	\$130.00	\$7,113.00
01/06	477	09565557	BROUTIN 25-3	1501	\$30.00	\$7,083.00
01/06	484	09537691	R2184.0071	8001	\$15.00	\$7,068.00
01/08	69	10750837	03020.0288/P288-A	1201	\$172.00	\$6,896.00
01/08	74	10750838	H6808.0032/P032	1202	\$18.00	\$6,878.00
01/12	2	10121790	MICRON-164A	1806	\$180.00	\$6,698.00
01/12	52	09515104	R2184.0023/P	8001	\$9.00	\$6,689.00
01/13	20	6605539	M4065.0361/P361-A	1811	\$100.00	\$6,589.00
01/15	4	08362293	Z9995.0201	1814	\$110.00	\$6,479.00
01/16	97	60536517	A8319.0009/P	2005	\$80.00	\$6,399.00
01/21	1	09951414		1253	\$950.00	\$5,449.00
01/21	37	10295835		8007	\$80.00	\$5,369.00
01/23	188	10476975	M0025.0297/P297	2614	\$504.00	\$4,865.00
01/26	4	09711379	08305-047002	1253	\$840.00	\$4,025.00
01/26	7	PCT/US03/35859	M40650556P556PC	8007	\$20.00	\$4,005.00
01/28	17	10661495	H6807.0001/P001-A	1201	\$86.00	\$3,919.00
01/30	4	09966592	03020-026A/P	1253	\$930.00	\$2,989.00
01/30	5	09966592	03020-026A/P	1201	\$172.00	\$2,817.00
01/30	6	09966592	03020-026A/P	1202	\$36.00	\$2,781.00
01/30	61	0119000035	M40650310P310CN	8014	\$25.00	\$2,756.00
01/30	155	10765502	R2184.0282/P282	1203	\$10.00	\$2,746.00
01/30	158	08918217	S0260.0000/P000	2401	\$165.00	\$2,581.00

 Application  
09/966,592

 START  
BALANCE  
\$7,329.00

 SUM OF  
CHARGES  
\$4,748.00

 SUM OF  
REPLENISH  
BALANCE  
\$0.00  
\$2,581.00

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2004 APR 20 PM 3:06



UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE  
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Alexandria, Virginia 22313-1450  
www.uspto.gov

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/966,592	10/01/2001	Akinobu Nakabo	03020.0269/P269	4001

24998 7590 07/25/2003  
DICKSTEIN SHAPIRO MORIN & OSHINSKY LLP  
2101 L STREET NW  
WASHINGTON, DC 20037-1526

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JUL 28 2003

TD/WEP

DW 7/28/03

EXAMINER  
PAIK, STEVE S

ART UNIT  
2876

PAPER NUMBER

DATE MAILED: 07/25/2003

Please find below and/or attached an Office communication concerning this application or proceeding.

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STARS AREA  
BRANCH

201 APR 23 PM 3:06

Inventor(s): Akinobu Nakabo

Atty Docket No.: O3020.0269/P269 ✓

Application No.: 09/966,592

Title: IC CONTACT UNIT AND IC CARD READER

Filing Date: October 1, 2001

**Documents Filed:**

Fee Transmittal  
Credit card payment form PTO-2038 for \$770.00

Request for Continued Examination

Amendment Transmittal  
Amendment



Via: PTO Daily Run

Sender's Initials: TJD:DKG:tj

Date: December 29, 2003

CH 129-03

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